1949. File No. A/L-1/W

K

Legal Depart-n

C BRANCH

Subject:— Leave and Appo
- leave of the District Jo
Pleader Public Prosecutor
his Assistant - for the Kara
District -

P-18-E

54

File No. A/L 1/42/49

Sen. 194—3000—1,00,000—3/4—

54 C

C O N T E N T S.

Legal Department File No. Apt. DWR 49

Sr.No.	R.I./O.No.	Subject	Pages.
1.	8699 28.8.49	Appt. of Mr. M.N. Byadgi as Sub Ex.P. Haveri in DWR Dist.	1-9
2.	9809 30.8.49	Appt. of Mr. B.R. Mathad to be Sub.Ex.P. Hubli.	11-33

LETTER

No. 356 -Confl.
Legal Department,
Bombay Castle, 13th June 1949

To

The Collector of
Dharwar

The term of appointment of [illegible] Subordinate Government Pleader, Havari , will expire on 13th August 1949 (vide this Department Notification No. 5532 , dated the 8th August 1946 Please therefore submit your proposals through the District Judge, Dharwar , for filling up the vacancy.

2. The claims of any Muslim, Non-Brahmin or backward class pleader, if available, should be considered. Your report together with the District Judge's remarks thereon should reach Government before the 12th July 1949

O/C

For Secretary to Government,
Legal Department.

Copy to the District Judge, Dharwar.

Submitted for signature 11/6

11/6

MRP.
7/4.
100.

Supdt 7/6

D-S.

3 225 1.3

Subject:-Appointment of Sub-Government Pleader- Haveri.

LETTER.

Office of the Collector of Dharwar
Dharwar; dated the 21st July, 1949

To

The Secretary to Government
Legal Department Bombay.

Reference:-Your No.356 Confl. dated 13-6-1949

The District Government Pleader, Dharwar has sent his recommendations for appointment of a Sub-Government Pleader at Haveri, after inviting applications for the post. He reports that in response to his notice only one application has been received for the said post from Mr.M.N.Byadgi, who is officiating as Sub-Government Pleader Haveri, for the last 9 years and he recommends him for the post. Mr.Byadgi comes from a backward Class caste. The District Government Pleader reports that Mr.Byadgi's work as Sub-Government Pleader has been found to be satisfactory. I therefore recommend that Mr. M.N.Byadgi may be reappointed as Sub Government Pleader at Haveri for a period 3 years.

23-7-1949

The application of Mr.Byadgi is enclosed herewith

Collector of Dharwar. 21/7

Forwarded w.cs.. through the District and Sessions Judge, Dharwar.

CONFIDENTIAL.

No. 3633
District Court, Dharwar.
23rd July 1949.

Forwarded with compliments to the Secretary to Government, Legal Department, Bombay.

2. The District Judge supports the proposal of the Collector.

District Judge

TO SECRETARY TO GOVERNMENT
LEGAL DEPARTMENT
Rec. No. 515-Confl
C. 26.7.49

To

The Secretary to the Legal Department,

Government of Bombay. B O M B A Y.

Respected sir,

I, the undersigned, Mallappa Nimbappa Byadgi, Sub-Government pleader, Haveri, beg to state a few lines for favour of your Honour's kind consideration.

I am now working as a Sub-Government pleader, Haveri for the last ~~three~~ nine years. My turn expires on 14th August 1949. During my period of office, I have worked to the best satisfaction of my superiors.

I am M. A. LL. B. of the Bombay University. I have been practising in Dharwar District since 23rd August 1930. My Birth date is 14-4-1903. I am permanent resident of Haveri.

I am a Sali by caste, which one of the most backward communities in all respects. I am not a member of any local bodies.

For all these reasons, it is humbly requested that your Honour will be pleased to re-appoint me for the said post, for which act of kindness the applicant shall ever pray.

Haveri.
Dated. 9th July 1949.

I beg to remain,
Sir,
Yours faithfully.
Byadgi

Respectfully submitted through the District Government pleader & Public prosecutor Dharwar

Yours faithfully
Byadgi

No. 577 dated 16 July '49.
Office of the Dist Govt Pleader,
Dharwar.

Forwarded with compliments to the Collector of Dharwar.

Application were called for by affixing a Notice through the Civil Judge, Junior Division, Haveri. This is the only application received . The applicant Mr.M.N.Ryadgi has been working as Sub-Government Pleader Haveri for nine years past. His work has been found quote satisfactory. He may be reappointed.

16 JUL 1949

Dist. Govt Pleader.

R.J. No. 515-Comp
26-7-49.

Submitted with p/p.

Dor 2/46 of 47. 2. These papers relate to the appointment of Subordinate Govt. pleader, Haveri, vice Mr. M.V. Byadgi, M.A., LL.B., whose term of office expires on 13th August 1949.

3. The Collector of Dharwar, who was asked to submit proposals for filling up the vacancy recommends, for the reasons stated in his letter at page 5 ante, that Mr. M.V. Byadgi may be reappointed as Sub. Govt. pleader at Haveri for a period of 3 years. The District Judge, Dharwar, supports the proposal of the Collector.

4. Mr. Byadgi was for the first time appointed Sub. Govt. Pleader, Haveri in 1940 and his history sheet is put up herewith

for orders

SD
29.7

S.S. 29/7

Secy. To be re-appointed

R
29/7

23X 9

NOTIFICATION.

egal Department,
ay Castle, August 1949.

No. 8699 The Governor of Bombay is pleas to appoint Mr. M.N. Byadgi, M.A., LL.B., to be Subordinate Government Pleader, Haveri, in the Dharwar District for a period of three years with effect from the 14th August 1949. The appointment is subject to the conditions of service laid down in the Bombay (Conditions of Service) Rules, 1939.

By order of the Governor of Bombay.

Original

[P.M. LAD,]
Secretary to Government.

No. 8700
Legal Department,
Bombay Castle, August 1949.

Forwarded with compliments to the Manager, Government Central Press, Bombay, for publication in the next issue of the Bombay Government Gazette, Part I 5 copies of the notification should be supplied to this Department when published.

By order of the Governor of Bombay

for Secretary to Government.

submitted for signature

No. 8701
Legal Department,
Bombay Castle, August 1949.

Copy forwarded with compliments for information

The Collector of Dharwar,
The District Judge, Dharwar,
The District Government Pleader, Dharwar,
Mr. M.N.Byadgi, M.A., LL.B., Subordi
Government Pleader, Haveri

for Secretary to Government.

Issued

17 FEB 1949
29/07
22/2/49
Letter

No.1.A...345.
Office of the Collector of Dharwar.
Dated the:- 14th February, 1949.

To

The Secretary to Government,
Legal Department, Bombay.

Reference:-Your No.11513 dated 4th December 1948.

Mr. S.A.Peerazade, Sub-Government Pleader, Hubli, who was on leave with effect from 6-8-1947, has tendered his resignation owing to his ill-health. During his leave period one Mr. D.R.Mathad, LL.B., Pleader, Hubli, was appointed to officiate as Sub-Government Pleader, Hubli as per your Notification No.9777 of 7th October 1947.

The District Government Pleader, Dharwar, through whom the resignation of Mr. Peerazade, is submitted, recommends that the present officiating Sub-Government Pleader Mr. D.R.Mathad may be confirmed in place of Mr. Peerazade.

Mr. Peerazade, was appointed as Sub-Government Pleader, Hubli, for 5 years with effect from 21-6-1946, as per Notification No.82 P, dated 21-6-1946 of the Government of Bombay Legal Department. This appointment will expire on 21-6-1949. Proposals for fresh appointment will be submitted in the month of May 1949.

Under these circumstances, the resignation tendered by Mr. Peerazade, Sub- Government Pleader, Hubli, may be accepted and the existing arrangement may be continued till 21-6-1949. His resignation is enclosed herewith.

Collector of Dharwar.

To

Hubli, 18th.Jan.,49

The Remembrancer, Legal Affairs,

Secretrate, Bombay.

13 1/3

Sir,

My leave was extended for a further period of three months by the Govt.Notification Legal department No.11011 dated 4th.Dec.,48.

My leave expires on the 6th. of Feb.,49. I very much regret to inform the Govt. that with the desease still hanging on, I will not be in a position to resume office on the expiry of my leave. Hence I am compelled by ill-health to tender my resignation.

Under these circumstances, may I ask you Sir, to accept my resignation from the date on which my leave expires(i.e.from 6-2-49).

I shall be failing in my duty if I do not offer my sincere thanks to the Govt. for having granted me such long leave with a view to facilitate my recovery.

I beg to remain,

Sir,
Your Most Obedient Servant

B.A.Peerzade

(Sub-Govt. Pleader, Hubli)
now on leave.

Address:-
B.A.Peerzade
Pleader, Hubli.
18-1-49

Submitted through the District Govt. Pleader and the Collector of Dharwar.

Rules 1911
IWO 53 Dep

No. 80 dated 24 Jan '49.
Office of the Dist Govt Pleader,
Dharwar.

Forwarded with compliments to through the Collector Dharwar for favour of acceptance.

In view of the resignation offered, the prerent officiating Sub Government Pleader, Mr.B.R.Mathad may please be confirmed. His work has been quite satisfactory.

25 JAN 1949

District Govt. Pleader

P 96 of file Appl Dwr/48 Sht A

P 85 of file Appl Dwr/47 Sht B.

Submitted with papers. 15-2-47 ~~12/5~~

2. The Collector of Dharwar reports that Mr. B.A.Peerzade , Subordinate Government Pleader, Hubli who has been on leave since 6th August 1947 has tendered resignation of his post owing to ill-health and recommends that Mr. Mathad who has been appointed to officiate vice him should be appointed as S. G. P., Hubli till 21st June 1949 the date on which the term of Mr. Peerzade as S. G. P. expires for the reasons stated in the letter.

3. As Mr. Mathad was appointed to officiate in the leave vacancy no history sheet of Mr. Mathad has been maintained.

For orders.

17/3
18

Secy. I would like to see the papers underlying Mr Mathad's acting appointment

R
4/3

Resubmitted.

Papers re. acting appointment of Mr Mathad are forwarded herewith. See pages 69 & 85 of file Appl Dwr/47 Sht B & B.

19/3

Secy. Since Mr Peerzade has now resigned, there will cease

I would continue the
ceiling appointment till the
date when Mr P. Denis
would have expired. Please
ask the D.O.H. to submit
proposals ~~in connection~~ with
the DG who should be requested
to consult the Chief Judge
as to how

R

19/3

No. 3224

Legal Department,
Bombay Castle, 24th March 1949.

To

The Collector of Dharwar,
Dharwar.

Subject:- Appointment of Sub-Government Pleader, Hubli.

Sir,

With reference to your letter No. L.A.... 343, dated the 14th February 1949 on the above subject, I am directed to state that since Mr. Peerzade has now resigned you should submit your proposal through the District Judge, Dharwar at a very early date to fill in the said post.

Yours faithfully,

for Secretary to Government.

Submitted for approval & signature please. Secy's order on pp. 5 & 6 ante.

O.C.

24/3

A.S.

P.T.O.

Copy with compliments to the District Judge, Dharwar with a request to consult the Civil Judge, Hubli while making recommendation.

Issued
CSP
24/3

BM.
23.3.

Arrant

Subject:-Appointment of Sub-Government Pleader Hubli.

No.L.A.W./343.

Office of the Collector,
Dharwar.dated-2nd June 1949.

Letter.
To

The Secretary to Government Legal Department, Bombay

Reference:-your No.3224 dated 24th March 1949.

As per your above quoted letter the District Govt Pleader Dharwar and the Mamlatdar of Hubli were requested to suggest the names of fit and willing pleaders for the appoin ment of the Sub-Government Pleader Hubli.

The Mamlatdar of Hubli reports that no persons have come forward for the appointment. The District Government Pleader reports that Mr.B.R.Mathad who is officiating at present may be appointed as he is experienced. He further reports that it was not possible for him to call for applica tions from the pleaders of the Bar as the Civil Courts were closed.

As Mr.Mathad has already experience and is well reported, he may be appointed.

Collector of Dharwar.

Forwarded through the District and Sessions Judge, Dharwar.

No. 2598
District Court, Dharwar.
4th.June 1949.

Forwarded with compliments.

2. The District Judge, supports the proposal made by the Collector. The District Judge, consulted the Civil Judge, Senior Division, Hubli in the matter. He has also approved the proposal.

District Judge.

THE SECRETARY TO GOVERNMENT
LEGAL DEPARTMENT
File No.
Sub No. 376 - Civil
Branch C 7-6-49

No. 413 dated 9th May 1949
Office of the Dist. Govt. Plead
w a r .

The Collector of Dharwar.

2/1-21

With reference to your No. Law-313 dated 13/4/49, forwarding the letter No. 3224 dated 24/3/49 from the Secretary to Government Legal Department, and calling for recommendations for the post of Sub-Government Pleader, Hubli, I have the honour to state as below.

The Civil Courts in this District are now closed for the summer vacation. It is therefore not possible to follow the procedure of inviting applications from pleaders, by affixing a Notice in the Bar Room. I do not think it would be fair on my part to recommend some, with out knowing their willingness to work.

On the other hand I wish to bring to your notice the circumstanc under which the present Sub-Government Pleader, Mr. B.R.Mathad, came to b appointed.

It may be recalled that in about the middle of 1947, Mr.Peerzad the then Sub-Government Pleader, Hubli suddenly sent over to me all the case papers consisting of several cases then pending in Court and went o to Panchgani Hospital under medical advice. As it was impossible for me t cope with the work at Hubli, I sought the Collector's advice. By your No.Law dated 14th Aug. 1947 you requested me to ask the Assistant Govt. Pleader, Dharwar to look to the work at Hubli Civil Court . He declined t under-take the same on the ground that there would be difficulty of gett his T.A. for his trip and there was no time to wait till a Sub-Govt. Plead was duly appointed by Government.

Under such difficult circumstances, I approached Mr.B.R.Mathad (who was later appointed as Sub-Govt. Pleader) to attend to all the Government work at the Civil Courts at Hubli. He was good enough to do so, on the condition that he should get his legal fees, in case he was later appointed as Sub-Government Pleader and that he should not clai any fees if not appointed. (Vide copy of my letter to you No. 556 of 1947 dated 6/9/1947). I sought your consent to this course and entrusted the whole work to the said Mr. B.R.Mathad. Since then he has done all the work quite satisfactorily.

He has since been appointed a Sub-Government Pleader during the leave vacancy of Mr. Peerzade and has been continued as such till now. When finally Mr. Peerzade submitted his resignation in February last, I have already recommended the said Mr. B.R.Mathad for being appointed as Sub-Government Pleader, Hubli. (Vide my endorsement No. 80 dated 24/1/49) I hereby confirm my recommendation and request you to forward his name to Government for appointment.

As he is already appointed particulars about him are with you. and I do not propose to repeat them.

23/2/43

b.7 ante

Submitted with pp.

17

These papers relate to the appointment of Sub-Government Pleader, Hubli vice Mr. B. A.Peerzade who has tendered resignation of the post owing to ill-health.

The Collector of Dharwar had recommended that p.1 ante Mr. Mathad who was appointed to officiate as S.G.P. Hubli should be appointed as S.G.P. till 21st June 1949 the date on which the term of Mr. Peerzade as S.G.P. expires.

The Collector of Dharwar was informed that since Mr. Peerzade has resigned he should submit his proposal to fill in the said post through the D.J. and the D.J. was also asked to consult the Civil Judge, Hubli while making recommendation.

The Collector of Dharwar in reply to that p. 9 letter recommends Mr. B.R. Mathad for appointment as S.G.P. Hubli for the reasons given in his letter.

The D.J. Dharwar supports the proposal made by p. 9 the Collector and adds that he consulted the Civil Judge, Senior Division, Hubli in the matter and he has approved the proposal.

11/6.

Secy. WC shared req was the DM and DJ to follow The usual procedure of inviting applications

13/6

25 ✓ 24-20

No. 364-Conf.

Legal Department,
Bombay Castle, 15th June 1949.

To

The Collector of Dharwar,
Dharwar.

Subject :- Appointment of Sub-Government Pleader, Hubli.

Sir,

x/ pointe

With reference to your letter No. L.A.W./343, dated the 2nd June 1949, on the above subject, I am directed to request you to follow the usual procedure of inviting applications for the post and forward your recommendation through the District Judge, Dharwar.

Yours faithfully,

for Secretary to Government,

Submitted for signature

S.S. 14/6.

Copy to --

The District Judge, Dharwar (with reference to his endorsement No.2598, dated the 4th June 1949)

13/6.

Subject:-Appointment of Sub Government Pleader Hubli. 2/ 2449

No.L A W /343.

L E T T E R. Office of the Collector,

Dharwar. dated 16th July,1949.

To

The Secretary to Government Legal Department,Bombay.

Reference your No.364.Confl.dated 15-6-1949.

In accordance with the instructions issued in your No.quoted above, the District Government Pleader Dharwar was requested to invite applications in the usual procedure for the post of Sub Government Pleader Hubli, a to submit his recommendations.

The District Government Pleader reports that in response to the notic issued by him only one application has been received from Mr.B.R.Mathad, who is now officiating as Sub Government Pleader Hubli.He recommends- Mr.Mathad for the post.

As Mr.B.R.Mathad has experience and is well reported he may be appoin Mr.Mathad's application is enclosed herewith.

hsk. Collector of Dharwar.

Forwarded w.cs. through the District and Sessions Judge Dha

3554.

CONFIDENTIAL. No.
District Court, Dhar
20th July 1949.

Forwarded with compliments to the Secretary to Government, Legal Department, Bombay.

2. The District Judge supports the proposal of the Collector.

District Judge.

576-Confl
C 22-8-49

27 25

From

B.R.Mathad, B.A., LL.B.,

Pleader, Hubli.

To

The Remembrancer of Legal Affairs,

Bombay.

Sir,

I the undersigned beg to offer myself a candidate for the post of the Subordinate Government Pleader at Hubli.

The particulars required about me are as follows :-

1). Full name :- BASAWANNAYA REVANAYA MATHAD.
2). Age and Date of Birth :- 38 years; 22-6-19
3). Religion :- Hindu.
4). Caste and Sub-caste :- Lingayat.
5). Mother tongue :- Kannada.
6). Home of family :- Mantoor, Taluka Hubli.
7). Qualification with dates of acquisition) B.A. - April 1934. LL.B - October 1938.
8). Date of commencement of practice) March 1939.

I have been practicing as a pleader in Hubli for the last ten years. I have been officiating as Sub Government Pleader, Hubli for the last two years in the leave vacancy of Mr.B.A.Peerzade. I am quite conversant with the nature of the work.

14 JUL 1949

I request that my application may be considered favourably and I may be appointed for the said post.

Hubli.
6th July '49.

Yours faithfully,
B.R.Mathad.

(P.T.O..

Submitted through the District Government Pleader,

Dharwar.

Reduce my 619 upto 458 Dec.

To

No. 564 dated 14 July 49.
Office of the Dist Govt Pleader,
Dharwar.

Forwarded with compliments to the

Collector, Dharwar, with reference to his
No. Law-343 dated 22-5-49. This is the
only application received uptill now, A Notice was duly put up through Civil Judge the last being 8.

As regards his work please refer to my No.413 dated
9th May 49. He deserves to be appointed

District Government Pleader.

Legal Deptt.

P.D. No. 576-G
22-8-47

p 15 ante. 31/257

submitted with pp.

137

2. These papers relate to the appointment of Sub-Government pleader, Hubli vice mr. B.A. peerzade, who has tendered resignation of the post owing to ill-health.

3. In reply to our letter at p. 15 ante the collector of Dharwar has forwarded one application received from mr. B.R. Mathad for the post and for the reasons mentioned in his letter at p. 17 ante recommends mr. mathad for the post. The District Judge, Dharwar supports the proposal of the collector.

For orders.

Sec'd
22-8

S.S. 23/8

~~H.S~~ Secy. M.V. Mathad to be appointed

R
23/8

submitted.

2. Notification appointing Mr. Mathad as Sub. G.P. Hubli is put up for approval & signature.

3. It is for orders whether Mr. Mathad's appointment as Sub. G.P. Hubli should take effect from the date he takes over charge, ~~after the receipt of this notification~~

SCJ
25-8

S.S. 25/8.

D.C. It appears that Mr Mathad has been officiating as Sub-G.P. Hubli. In the notification we might put a specific date as the date of his appointment. This date could more appropriately be the date when Mr Peerzade's resignation was accepted. LG. 25/8

Secy

I agree
25/8

33

NOTIFICATION.

Legal Department,

Bombay Castle, 30th August 1949.

No.9809 .- The Governor of Bombay is pleased to appoint Mr.B.R.Mathad, LL.B., to be Subordinate Government Pleader, Hubli, in the Dharwar District, for a period of three years with effect from 6th February 1949. The appointment is subject to the conditions of service laid down in the Bombay Law Officers (Conditions of Service) Rules, 1939.

By order of the Governor of Bombay,

Original Received

[P.M.LAD.]

Secretary to Government.

No. 9810
Legal Department,
Bombay Castle, 30th August 1949.

Forwarded with compliments to the Manager, Government Central Press, Bombay, for publication in the Bombay Government Gazette, Part I. 5 copies of the Notification should be supplied to this Department when published.

By order of the Governor of Bombay,

Ge LG 29-8

T.P.Ghogale,
For Secretary to Government.

No. 9811
Legal Department,
Bombay Castle, 30th August 1949.

Copy forwarded with compliments for information to:-

The Collector of Dharwar,
The District Judge, Dharwar,
The District Government Pleader, Dharwar
Mr. B.R.Mathad, LL.B., Pleader, Hubli.

By order of the Governor of Bombay,

Signed copy 30/8

Ge LG 29-8

For Secretary to Government.

Submitted for signature
29-8
S.S. 29/8 D.S. Secy

MRP.

25/29-8.